UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

RUBLOFF DEVELOPMENT GROUP, INC.,)
RUBLOFF MUNDELEIN LLC,) Case No. 1:10-cv-03917
MCVICKERS DEVELOPMENT LLC,)
MCVICKERS NEW LENOX LLC,) Hon. Harry D. Leinenweber
MCVICKERS COOPER LLC,	
MCVICKERS HICKORY CREEK LLC,	
MCVICKERS TONNELL LLC,)
MCVICKERS WILLIAMS LLC,)
Plaintiff,)
)
vs.)
)
SUPERVALU INC., d/b/a JEWEL-OSCO and)
THE SAIN CONSULTING GROUP, INC.,)
)
Defendants.)

NOTICE OF MOTION

To: Thomas J. Frederick
Neil M. Murphy
Renee Sotos
Joanna C. Wade
WINSTON & STRAWN LLP
35 West Wacker Drive
Chicago, IL 60601

PLEASE TAKE NOTICE that on July 28, 2010 at 9:30 a.m., I shall appear before the Honorable Harry D. Leinenweber in Room 1941 of the United States District Court, Northern District of Illinois, Eastern Division, and shall there and then present **Defendant Supervalu Inc.'s Motion to Dismiss**, a copy of which has been filed with the Court's ECF System, and will be delivered to chambers in accordance with the Local Rule 5.2.

Respectfully submitted,

/s/Martin B. Carroll

Martin B. Carroll **FOX, HEFTER, SWIBEL, LEVIN & CARROLL, LLP** 200 West Madison Street Suite 3000 Chicago, Illinois 60606 (312) 224-1200

Case 1:10-cv-03917 Document 14 Filed 07/21/10 Page 2 of 3

Martin R. Lueck (mrlueck@rkmc.com)

Bruce D. Manning (bdmanning@rkmc.com) (admitted in the Northern District of Illinois)

Michael D. Reif (mdreif@rkmc.com)

ROBINS, KAPLAN, MILLER & CIRESI L.L.P.

2800 LaSalle Plaza

800 LaSalle Avenue

Minneapolis, MN 55402-2015

Telephone: 612-349-8500

Case 1:10-cv-03917 Document 14 Filed 07/21/10 Page 3 of 3

CERTIFICATE OF SERVICE

I hereby certify that on July 20, 2010, I caused a true and correct copy of the foregoing to be served upon the individuals listed above via ECF electronic delivery.

/s/ Martin B. Carroll